

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

STAG WILLIAMSPORT, LLC,

Plaintiff,

v.

BHN ASSOCIATES, LLC, FIRST
AMERICAN TITLE INSURANCE
COMPANY, and *in rem* against CERTAIN
FUNDS HELD IN ESCROW BY THE
BOSTON OFFICE OF FIRST AMERICAN
TITLE INSURANCE COMPANY,

Defendants.

Case No. 1:21-cv-11958-NMG

Assigned Judge: Nathaniel M. Gorton

**DEFENDANT BHN ASSOCIATES, LLC'S
MOTION TO DISMISS PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE
12(b)(2) AND TO TRANSFER CASE UNDER 28 U.S.C. § 1404(a)**

Pursuant Fed. R. Civ. P. Rule 12(b)(2) and 28 U.S.C. § 1404(a), Defendant BHN Associates, LLC ("BHN") respectfully moves to dismiss and/or to transfer venue to the United States District Court for the Eastern District of Pennsylvania.

As grounds for and in support of this Motion, BHN relies on and incorporates fully herein: (1) BHN's Memorandum of Law in Support of its Motion to Dismiss Pursuant to Federal Rule of Civil Procedure Rule 12(b)(2) and to Transfer Venue Pursuant to 28 U.S.C. § 1404(a); (2) the Declaration of Mordy Wider; and (3) the Declaration of Alan D. Kaplan and Exhibits thereto; all of which are filed herewith.

Date: December 13, 2021

Respectfully submitted,

/s/ Alan D. Kaplan

Alan D. Kaplan (BBO No. 258280)

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Attorneys for Defendant BHN Associates, LLC

CERTIFICATE OF CONFERENCE

Pursuant to Local Rule 7.1(a)(2), I hereby certify that I, counsel for the moving party, attempted to confer with counsel for all parties to this action in a good faith effort to resolve the issues presented by this Motion. Counsel for the non-movants have not responded to my inquiries.

/s/ Alan D. Kaplan
Alan D. Kaplan

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document was served upon the attorney of record for each other party by filing it with the Court's electronic-filing system.

/s/ Alan D. Kaplan
Alan D. Kaplan